

Message

From: Wright, Felicia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=F01988D14A634A1FAAA0260826E95CF7-WRIGHT, FELICIA]
Sent: 7/23/2020 7:39:32 PM
To: Nishida, Jane [Nishida.Jane@epa.gov]
Subject: FW: R6 RTOC - McGirt and SAFETEA

FYI—OGC support

From: Byrne, Andrew <Byrne.Andrew@epa.gov>
Sent: Tuesday, July 21, 2020 5:36 PM
To: Mason, Scott <Mason.Scott@epa.gov>; Zimmer, Nathaniel <zimmer.nathaniel@epa.gov>
Cc: Wright, Felicia <Wright.Felicia@epa.gov>
Subject: R6 RTOC - McGirt and SAFETEA

Scott and Nate,

An update on a unique issue coming out of last week's Supreme Court *McGirt* decision, this may be raised during tomorrow's RTOC and shortly with OGC and R6 leadership.

OGC has informed me that in the next 1-2 days the State of Oklahoma is expected to formally invoke a provision in the Safe, Accountable, Flexible, Efficient Transportation Equity Act (known as SAFETEA) which allows them to assume environmental program responsibility in Indian country in the State. I believe Matt Leopold previously reached out to you on this, please let me know if you need additional background on this law. The Region 6 tribes are likely aware of this pending request and it will be of major interest to them.

Ex. 5 Deliberative Process (DP)

Thanks, please let me know if you have any questions.

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